WEATHER FORECAST.

32 PAGES, 4 SECTIONS, TODAY

LATEST NEWS BY ASSOCIATED PRESS

New Jury, "In Furtherance of Justice" [F

Instructs Alamogordo Grand Jury To Take Attorney General's Advice.

PROTEST FROM PORTER-TALLEY

Declare the Judge Had No Right To Discharge the Old Grand Jury.

A LAMOGORDO, N. M., April 16.—
Judge David J. Leaby's reason
for discharging all the members of the grand jury except the foreman is contained in the following court or-

is contained in the following court order, which he has signed:
"No record having been made Thursday of the reasons for the action of the
court in discharging grand jurors from
attendance, nor any anneaucement made
in open court of those reasons. It is ordered that the following be spread upon
the record, mano pro tune as of yeaterday, the sith day of April, 1915.
"It now appearing to the court that
justice and the pubble interest demand
that the grand jurors in attendance at
the present term, with the exception of
the foreman, should be mischarged from
further attendance, and the court being sufficiently advised in the premise.

a period of a little more than 12 months, declaring "without authority of law, subversive of the constitutional rights of the defendants, and word, 'the quashing of the grand and petit juries which were summoned in serve at the hast preceding torm of the district court: Inc quashing of the entire jury list of the grand and petit juries which inc quashing of the entire jury list of hast preceding torm of the court to the jury commission to draw a new jury list; the work of the lury cosmission in drawing a new jury list. The challenge algorously denied the right of the court of the court's swa motion, to discharge 20 members of the grand jury and summon 20 new members to serve with the foreman, who was retained. The court overruled the challenge and the countsel noted an exception to the ruling.

Ludwa's Instructions

the counsel soled an exception to the ruling.

Judge's Instructions.

The only thing out of the ordinary in judge Leahy a instructions to the new grand jury was with reference to the right of the attorney general to apear before the bedy. The court made it plain that both the attorney peneral and the district attorney have the right to act in an advisory towacity and that one of the two would question the witnesses for the jury. The former jury had to ask the court for special lastructions upon this point.

The personnel of the new jury is as follows: William Fulton, foreman, retained from the former jury. Simon shadrid, William H. Mauldin, Will T. Brownfield, Juan Garen, James E. Moore, A. B. Rose, C. B. Holden, George Warnock, Mack Missik, rack M. Fall, Charley R. McClure, Nelson Lennaster, T. M. Bookout, J. H. McRie, J. E. Huis, Walter W. Patty, Lais Viril, W. Mayfield, Chas. E. Printe, W. W. Groom Benito Durah, of Tumrosa, a witness in the Porter-Talley mass, was excessed by the court from serving on this jury Grand Jury Request Denied.

callows. William Fulton, foreman, retained from the former jury. Smen
shafrid William H Mauldin, Will T.
Brownfield, Juan Garese, James E
Moore, A. B. Rose, C. B. Holden, George
Warnock, Mack Missik, rack M Fall
Charley R. McChure, Nelson Lemmster,
T. M. Bookout, J. H. McRey I. E. Hoss,
Walter W. Patty, Luis vigil, W. Mayfield, Chas. F. Prince, W. W. Groom
Benilio Burah, of Tutarosa, a witness
in the Porter-Talley case, was excussed
by the court from serving on this jury

Grand Jury Request Denled.

The new grand in a "case now pending." It is believed this was the Porter-Talley case since no other case now
pending is of so great importance. The
Killing occurred in front of Porter's
ranch home on the road to Mescalero,
about three miles north of Tularosa,
Judgo Leahy denied the requiest, explaining that there is no precedent for
such ocurse and that he was unwilling
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that the court from the top ocurters and ho

Men, Women and Children Are 'Toppling Over Like Ninepins," Is Report.

New York, April 19.—Sanitary condi-tions in eastern Turkey are "inspeak-able" according to reports from cities there, where the American board of foreign missions has hospitals. Ty-phus and tyshold fewer are raging; physicians, gaissionaries, nurses and other Americans have caught the con-tagion; hospitals are overflewing; all schools in at least one district have been closed and sick soldiers "are toppling over like nine pins," it is said.

GERMANY MAY MAVE TO PAY

by American shippers of contraints articles on American resolutions. There is a question also in the minds of officials whether the treaty would not give American owners the right to recover damages for the loss of their goods abourd the vessels of Germany's enemiss.

SWEDISH QUEEN IS ILL;

ant paragraph, which is as folsaid defendants challenge the
nd protest against the admisef the staintery oath to mid
and against their being pgrexercise any of the functions
act as, grand juvers, and eaagainst their being permitted
digate the charger pending
and defendants.

Inceptions Are Taken.
Illenge reviewed the work of
commission and the court for
a little mass reviewed the work of

GERMANY HOLDS 812,808 ALLIED PRISONERS OF WAR

Amsteriam, Holland, April 16.—On April 1, the German government, accepting to a message from Berlin, held \$12.305 prisoners of war, divided, according to mationality, as follows:
French, 3525 officers and 235.405 men.
Russian, 5145 officers and 594.219 men.

Belgians, 647 officers and 29,829 men. British, 528 officers and 20,307 men.

HURRYING HOME FROM U. S.

Seattle, Wash, April 10—In response to the recent order promulgated by the Russian consul general here, Rus-sian reservists from Oregon, Washing-ton, Montana, Ideho and Alaska, are burrying home on every steamer sall-ing from Seattle and Vancouver, E. C.

PRINCE OF WALES BEARS DISPATCHES FROM FRONT

London, Eng., April 10.—The prince of Wales, who will, if he lives, he the next king of England, arrived here yesterday from the war front in France bearing dispatches from field marshal Gen. French to lord Kitchener.

The War At a Glance

THE official war reports of to-

day indicate that the fighting in France, which started on Monday with a French attack between the Meuse and Moselle rivers has developed into a desperate struggie along a considerable portion of the western front. The statement from the German army headquarters mentions, one after another, a series of consisuants by the alites and says that the battle between the rivers in proceeding with undiminished violence.

The Faria statement adds nothing to the previous claims of French victories. It speaks of desperate bayonet fighting at Less Eparges, capture of which by the French was announced Friday.

Little Fighting in East—

In the east no changes are recorded The Bertin war office says that the Russians accomplished nothing by attacks in the north.

Austria Quits Fighting Servin—

Austria is reported to have abandoned her campaign against Servia, bringing to a close the offensive operations which were the immediate cause of the general European conflict. Dispatches from Switzerland say that Austria has given up the plan for a new attack on Servia for the sake of sending additional troops to the Italian frontion. It is also reported from the same source that the decision has been re-ched at Vienna to sound Russia as to peace terms. The official orana of the Vaican. however, denies the report that Austria has requested the assistance of the pope in such negotiations.

leaders say, will be held in spite of a police probibition.

Prench Ship Is Sank—

A Prench sailing vessel from London for New York has been sunk by a German submarine off the inje of Wight. The Germans allowed the crew of 15 men ten minutes in which to quit the vessel and all were saved.

Wrecked Scheener Sighted—

A wrecked Scheener Sighted—

A wrecked Schiener has been sighted off the American coast and is believed to have been attacked by a German warship several weeks ago.

funnyside, the amount being \$4 in

TEXAS INCREASES GUARDS TO KEEP OUT BUBONIC PLAGUE

while at other ports they have been increased. Dr. Collins said instruc-tions were also given to guard against the possible entrance into the state of yellow fever and smallpox.

STANFORD DEFEATS TWO

Says He Stopped Fighting to Await Reinforcements and Let Fighters Rest.

SAYS HEAD OFF GENERAL HUERTA

Would Be "a Disgrace to the Fair Earth" For Huerta To Slep On It.

P BOTESTING vigorously against the admission of Gen. Victoriano Huerta to the United States and denying the reported victors of Gen.

A wrecked British schooler has been sighted off the American coast and is believed to have been attacked by a German warship service weeks ago.

SAYS BROOM CORN RATE WILL AFFECT NEW MEXICO Chicago, Ill. April 18—Rates on broom corn were discussed before the interstate commerce committee today in the Bearing of the railroads application for high freight pates.

The railroads ask a five cent increase on broom corn. The shippersontend that this advance amounts to a nine cent increase in rates, which they contend is not justified by the value of the product or the cost of the transportation.

C. A. Steel, traffic manager of the National Broom Manufacturors association of Invegoral flows, asid:

The advance asked on broom corn falls beaviest on the states of Kanssa, Okiahoma. Texas, Colorado and New Mexico, it is estimated that these five states produce from \$5 to 58 percent of the beavies of the Stop States.

TEXAS LEGISLATORS USE

\$4795 IN POSTAGE STAMPS
Austin, Tex. .pril 18—Contingent expenses of the house during the recent regular session of the 351128 was expended for supplies for the officers and members of the house. These figures are disclosed in the final report of the boxes of the house. These figures are disclosed in the final report of the boxes amount drawn by a great activity in Junere in forwarding while the lowest amount drawn by a great activity in Junere in forwarding while the lowest amount drawn by a great activity in Junere in forwarding the session, while the lowest amount drawn by a great activity in Junere in forwarding the process of the house from the session, while the lowest amount drawn by a great activity in Junere in forwarding the session, while the lowest amount drawn by a great activity in Junere in forwarding the session.

with the object of working in behind villa's base at frapuato.

Forwarding Supplies.

Since Wednesday there has been great activity in Juares in forwarding military supplies to the south. Friday a large consignment of guns was sent south and a considerable supply of ammunition is expected to leave today. According to ammunition agents here, large orders are being placed by Villa for both arms and ammunition.

There is a plentiful supply of both in this country at this time on account of the expiration of contracts made late last year by European firms. These contracts in many cases were for the contract of the supply has been practically itled up. It is stated that a large contract of the Russian government expires on April 30, thus releasing the product of two large eastern factories.

Fighting around Casas Grandes.

Fighting around Casas Grandes.

Fighting around Casas Grandes is reported by arrivals from that town, it is stated that Col. Ochos, the military commander, sent a large force west to clean up the district and that it is easted that Col. Ochos, the military commander, sent a large force west to clean up the district and that it is easted that Col. Ochos, the military commander, sent a large force west to clean up the district and that it is easted that the bends operating around Casas Grandes have declared allegience to Eulalio Gutterres, one of the provisional presidents, and that no reports as to the whereshouts of Gen. Jose Ynes Salazar have been received in weeks.



Faso, but granted a new trial on appeal. Four times she was tried and german forces in the Carp. thank. She was convicted at the first trial, held in 12 thank. Rumors that Austria is about to conclude a separate peace grow in number hand, Marfa, Pecos and Fan Horn. Her sixth trial was held in El Paso and she was convicted and again given a life sentence. The case is now on appeal. The child died suddenly in February, 1911, and Mrs. Orner has been in fail since a short time afterwards. She has been tried more times for the withdrawal of German continues that Austria is about to conclude a separate peace grow in number and same persistency every day. These are accompanied by evidences that Italy is allowing increasing uneasiness over the afterwards. She has been tried more times for the relief of the hard pressed An trian and German forces in the carp. Rumors that Austria is about to conclude a separate peace grow in number and excompanied by evidences that Italy is allowing increasing uneasiness over the afterwards. She has been tried more times for the relief of the withdrawal of German forces in the carp.

Are Buried at Rate of 40 a Los Angeles Police Chief Is Day, Missionary Says in His Report.

New York, April 18,-"A fearful rate of mortality," among the 10,000 refu-American mission at Urumiah where, it is said 5,000 persons could scarcely find accommodations, in reported in a communication through the state de-

communication through the state department at Washington by the Preshyterian bears of foreign missions.

So great was the menace of the Kurüs,
it is said in the communication, that
for a while it was unsafe for anyone
to leave the premises and consequently
the bodies of the dead could not be
buried. Later, when the way was
opened, one missionary was kept busy
attending to the burial of the dead. At
times on an average of 46 refugees died
every day.

The communication, which is a copy
of one sent to F. W. Smith, American
consult at Titils, Persia, by Rev. Robert
M. La Barre, of Uruniah, described in
detail the flight of Christians not only
from Uruniah, but from Azerbaijan
pravince, after the withdrawal of the
Russian troope. The communication
adds:

GRI INDICTED

CONTROLL SANGELS POLICE Chief Is

Confronted With New
Set of Charges.

Los Angeles Calif. April 70.—
Charles E. Schastian, chief of police, who was indicted several days ago on the charge of faving contributed to the Charge of faving contributed to the dependency of Edith Sersia, a minor, was indicted again today for alleged offences against Vistoria Desputation.

Eparges led to desperate bayonet fighting.

Say Fighting Is Violent.

The German war office at Berlin, under date of April 70, has given out a report on the progress of heatilities, which says:

"Engagement yet has taken by them. Both of these places are situated far in front of the German lines.

Russian attacks east and south of Kalwarya have been repulsed with heavy losses to the Russians. Otherwise the situation on the eastern front show no change."

ALLEGED AMERICAN IS

TRIED AS GERMAN SPY

French Capture Les Eparges and Strike at Both German Flanks.

HEAVY FIGHTING AGAIN RESUMED

Allies Would Keep Germany From Sending Any Troops Against Russia.

ONDON, Eng., April 10 .- The fourth British ensualty list leaved by the war office this week, showing 1235 additional leaves, was given out today. Of the total, 905 were killed and the others wanted

wounded.

These losses were due largely to the flighting which resulted in the capture by the Ryltish of the French flows of Seave Chapelle. Today's list brings up the intal of casualties ganounced this week to 5523, of which 1734 men were killed.

ONDON Eas. April 18.—The French, with the capture of Lea Eparages, have obtained one of the ain objects of their advances abuth-stream from Vertium. The position Les Eparages dominates the plants of a Woover and its occupation by the centh is amounted officially. Progress on Vertium means heavier atheka on a northern flank of the Germans of the Cermans of the Cerm

aftuation.

French Win at Les Eparges.

The French war office at Paris this afternoon save out an official announcement which says:

There is nothing to add today to the last previous official communication other than the receipt of supplementary reports relating that the two attacks which Priday made us masters of the last German positions at Les Eparges led to desperate bayonet fighting.

Say Fighting Is Violent.

minor, was indicted again today for alleged offences against Victoria Desparte, a delinquent girl. Miss Desparte also was indicted. The charge against her is perjury.

Confession by Victoria Desparte that the story she told the grand jury two weeks ago was a rabrication suggested by a detective whose name was manifoned in connection with a supposse, political plot, injected a further consideration into the case of chief (Castlaned on Page 8, Second Gec. Col. 1)

First of Pavlowa Dance Articles To Appear Monday

Paviowa will appear in The Herald Monday. Readers of The Herald will remember the effice run in The Herald a few months ago. The will remember the series run in The Heraid a few months ago. And new series is better, if anything. These articles will be published daily for the next three weeks. Each week will complete a cycle of articles on some particular dance. Each article will be illustrated with a two-column photograph of Mile. Paviowa and her dancing partner.

Watch for these articles and read all of them if you are interested in the motion dance. Vocan leave to dance them from the careful instruc-

the modern dances. You can learn to dance them from the careful instructions given in these articles by the world's greatest dancer.

o establish such a precedent. He also announced that court might not remain for his skip. Capt. Green prevented to mean, lesses that no more important cases that the branch operating the perhaps, that no more important cases to be tried at this term.

Jehnson Opposes Railroad Purchase. Sacramento, Calif., April 19—The Observation of the Rome, Italy, April 19—The Observation of the sacrament of unight from an authoritative source that Gov. Hiram W. Johnson had decided to oppose the plan recently expensed for the purchase of the Austrian emperor, Pracific railway by the state of California.

Action of the purchase of the Perchaps of the Sacramento of the Austrian emperor, Pracific railway by the state of California and the other silies.

Sacramento of the purchase of the West-cert Pacific railway by the state of California in the other silies.

Opposed for the purchase of the West-cert Pacific railway by the state of California the other silies.

Opposed for the purchase of the West-cert Pacific railway by the state of California the other silies.

Sacramento of the state of California the court of the If Holland Joins the Allies, It Will Be a Short Way To the Krupp Works